United States Environmental Protection Agency Criminal Investigation Division Investigative Activity Report

Case Number

0506-0026

Case Title:

Ferguson Enterprises Inc.

Reporting Official and Date:

Reporting Office:

Detroit, MI, Resident Office

Subject of Report:

(b)(6), (b) (7)(C)

Interview of (b)(6), (b) (7) DWSD

20-DEC-2010, Signed by: (b) (6), (b) (7), RAC

, RAC

Activity Date:

November 5, 2010

Approving Official and Date: (b)(6), (b)(7)(C), SAC

22-DEC-2010, Approved by: (b) (6), (b) , SAC

SYNOPSIS

11/05/2010 - U.S. EPA CID Special Agent (SA) (b) (6), (b) (7)(C) interviewed (b) (6), (b) (7) Head Engineer, Detroit Water and Sewerage Department (DWSD) regarding contract DWS 864. Also present during the interview was (b)(6), (b) (7) Detroit Law Department. (b)(6), was previously interviewed by SA (b)(6), (b) (7) in this investigation.

DETAILS

On November 5, 2010, U.S. EPA CID Special Agent (SA) (b)(6), (b) (7)(C) interviewed (b)(6), Head Engineer, Detroit Water and Sewerage Department (DWSD) regarding contract DWS 864. Also present during the interview was (b)(6), (b) (7) Detroit Law Department. (b)(6), was previously interviewed by SA (b)(6), (b) (7) in this investigation and provided the following information:

(b) was shown copies of letters dated February 14, 2007 and February 16, 2007, which were signed by (b)(6), and sent to Inland Waters/Xcel regarding DWSD contract DWS 864. The letters directed Inland/Xcel to stop all work activity on the contract pending further notification from the DWSD. (See Attached) (6)(6), explained that (b)(6), (b) (7)(C) to whom (b) reported, came to (b) on the morning of February 14, 2007 and told to write the letter and it had to be sent out that day. b)(6), did not explain why the DWSD was issuing a stop work order and (b)(6), did not ask why. explained that was not assigned to this contract but the Project Manager, (b)(6), (b) (7)(C) was unavailable that day for some reason. (b)(6), complied with Shukla's direction and sent the letter. (b)(6), also emailed the letter to (b)(6), and (b)(6), (b) (7) (b)(6), emailed (b)(6), back and told (b) to add to emergency response work to the letter. (b)(6), thought this was a bit odd as felt the original letter made it clear that Inland/Xcel was to stop all work but again complied with Shukla's request. The second letter was dated February 16, 2007, and (b)(6), emailed this to (b)(6), and (b)(6), as well. (b)(6), agreed to provide SA (b)(6), (b) (7) with copies of the emails as (b) was certain b still had them.

SA (b)(6), (b) (7) asked (b)(6), why (b) thought the stop work order was being issued. (b)(6), said (b) didn't know but suspected it was due to the fact that the contract had not been approved by the City Council. (b)(6), explained that the Board of Water Commissioners had approved the contract by this point but there was a belief that the City Council was sitting on it for some reason, perhaps due to the cost of the contract. (b)(6), had not heard that the contract was being held up by DWSD Director (b)(6), (b)(6), (b) or Mayor (b)(6), (b) (7)(C)

(b)(6), noted that (b)(6), had signed Task Order No.'s 1 and 2 on February 5, 2007, and this documentation had to have gone through (b)(6), as well. (b)(6), found it unusual that the Task

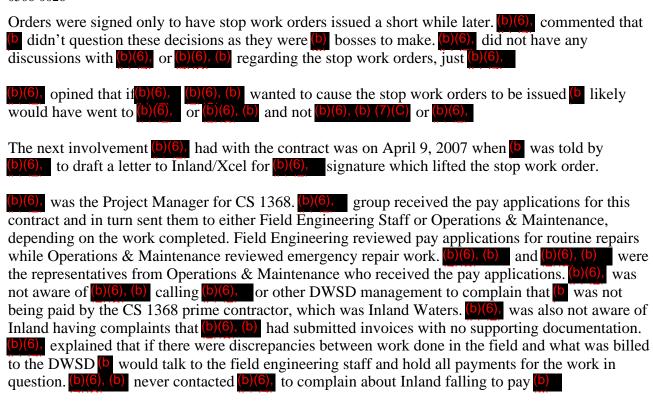
> This document contains neither recommendations nor conclusions of the EPA. It is the property of the EPA and is loaned to your agency; it and its contents are not to be distributed outside your agency.

OCEFT Form 3-01 (01/10) Page 1 of 2

United States Environmental Protection Agency Criminal Investigation Division Investigative Activity Report

Case Number

0506-0026



OCEFT Form 3-01 (01/10) Page 2 of 2